

Montana Transportation Commission
Minutes
May 30, 2023

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The Montana Transportation Commission met via Zoom on May 30th the meeting was called to order by Commissioner Frazier at 9:00 a.m. with the following participants:

- Tammi Fisher, Commissioner (District 1) - **Absent**
- Shane Sanders, Commissioner (District 2)
- Loran Frazier, Commissioner (District 3)
- Noel Sansaver, Commissioner (District 4)
- Scott Aspenlieder, Commissioner (District 5)
- Malcolm Long, MDT
- Julie Brown, MDT
- Dwane Kailey, MDT
- Chris Nygren, MDT
- Jake Goettle, MDT
- Jim Davies, MDT
- Dustin Rouse, MDT
- Lori Ryan, MDT
- Rob Stapley, MDT
- Ryan Dahlke, MDT
- Darin Reynolds, MDT
- Miki Lloyd, MDT
- Paul Johnson, MDT
- Carol Strizich, MDT
- Meghan Strahan, MDT
- David Phillips, MDT
- Gino Liva, MDT
- Shane Mintz, MDT
- Jim Wingerter, MDT
- Rich Hibl, MDT
- Kelly Williams, MDT
- Lucia Olivera, FHWA
- Scott Wood, Elcon

Awards: Jake Goettle presented information regarding the staff recommendations for the following projects:

May 18, 2023 – Letting

Call	Project Number	UPN	Project Description	Working Days	Bid Amount	Contractor
101	STPP-FLA 3-2(99)43	8965000	CHOTEAU - NORTH	130	\$ 10,899,320.56	RIVERSIDE CONTRACTING, INC. Missoula, MT
102	STPS 207-1(2)5	10205000	NORTH OF BENCHLAND - NORTH		\$ 3,359,151.00	SCHELLINGER CONSTRUCTION CO., INC. Columbia Falls
103	NH 50-2(89)82	9473000	FOUR CORNERS - EAST	35	\$ 2,850,903.90	RIVERSIDE CONTRACTING, INC. Missoula, MT.
104	STPU 0203(2)	9829000	ELM STREET - ANACONDA	30	\$ 614,728.17	HOLLOW CONTRACTING, INC. Butte, MT.

105	TA 38(17)	10084000	PATH PRESERVATION - BROADUS	45	\$ 541,058.00	CENTURY COMPANIES, INC. Lewistown, MT
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Commissioner Aspenlieder moved to approve the staff recommendation awarding projects 101 through 104 to the responsive bidders, Commissioner Sansaver seconded the motion, all Commissioners voted aye.

Commissioner Sansaver moved to approve the staff recommendation to award project 105 to the responsive bidder, Commissioner Sanders seconded the motion, all Commissioners Sansaver and Sanders voted aye, Commissioners Aspenlieder and Frazer voted nye. Project 105 will be readvertised in July or August letting.

2. Circle – Terry ADA Upgrades

MDT has initiated a Design-Build project intended to design and reconstruct existing ADA ramps, sidewalks, and approaches to meet current ADA/PROWAG standards. With guidance from the MDT ADA Transition Plan, MDT scoped the Circle-Terry ADA Upgrades project to strive towards the common goal of removing pedestrian accessibility barriers across the state.

The project site is in Circle and Terry along the following corridors within the Glendive District:

- Circle
 - 10th Street (S-252) between the intersections of Elm Ave and B Ave (MT-200).
 - B Ave (MT-200) between the intersections of 3rd Street and 14th Street.
- Terry
 - Spring Street (Old Highway 10) between the intersections of Garfield Ave and McDonald Ave.

The Request for Qualifications (RFQ) package for the project was originally advertised on October 11, 2022. After receiving only one Statement of Qualifications (SOQ) on November 1, 2022, the project was readvertised on January 11, 2023. SOQ submittals were received from two Design-Build teams (Firms) on February 1, 2023. A Technical Review Committee (TRC) consisting of five MDT functional managers independently evaluated and scored the two SOQ submittals based on our established Evaluation Criteria and Scoring Guide. The TRC short listed both Firms and were invited to submit Technical Proposals and Bids. Request for Proposal (RFP) packages were issued to the two short-listed Firms on February 21, 2023.

Two Technical Proposals were received on April 24, 2023. The Technical Review Committee evaluated proposals and discussed the evaluation criteria during a scoring review meeting. The Selection Committee approved the final Technical Proposal scores on May 9, 2023. Bid Price Proposals were received on May 11, 2023, and were publicly opened at 11:00 AM. Proposals were received from the following Firms:

- Riverside/DOWL
- Century/Stahly

The Technical Proposal Score provided 60% of the maximum score available and the Bid Price Proposal provided 40% of the maximum score available. The following formulas are used to calculate the Best Value. The Firm with the highest Total Points is considered the Best Value.

Summary

The Selection Committee reviewed and approved the Bid Price Proposals and Technical Proposal evaluation and scoring information provided by the TRC. The following is a summary of the scoring results after receiving the bids.

The Engineer's Estimate for this project was \$2,644,510.

FIRM	TECHNICAL PROPOSAL SCORE	BID PRICE PROPOSAL AMOUNT	BEST VALUE TOTAL POINTS
DOWL/Riverside	40,965	\$3,472,574.00	76.08
Century/Stahly	40,050	\$2,337,504.00	88.06

Staff recommendations

1. Recommend the unsuccessful responsive Firm receive the stipend payment of \$35,000.
2. Award the contract to the Century/Stahly Design-Build Team with the lowest bid price and the Best-Value for MDT, in the amount of \$2,337,504.00. Century/Stahly did not achieve the highest Technical Proposal score, but their score was within 2.5% of the highest score.

Commissioner Aspenlieder moved to approve the staff recommendation to award the Circle – Terry ADA Upgrades to the Century/Stahly Design-Build Team and award the stipend to the unsuccessful responsive firm, Commissioner Sanders seconded the motion, all Commissioners voted aye.

3. Reapprove Timber Bridges Project Scope Change - Timber Bridges – Forsyth Area

Per Transportation Commission Policy #12, MDT is required to submit projects back to the Commission (for reapproval) when a change in scope results in a significant cost increase (beyond what was originally proposed to and approved by the Commission).

At this time, MDT’s Bridge Program is proposing to modify the scope of the *Timber Bridges – Forsyth Area* project. The project was originally scoped (and approved) as a bridge replacement project to address twelve (12) aging timber structures on US-12 (P- 14) between RP 235.0 and RP 259.0. At nomination, the estimated total cost for the project (all phases) was \$15.7 million. Presently, the estimated total cost stands at \$30.0 million.

During project development, the design team noted that two additional bridges along this corridor were candidates for replacement. Thus, MDT is now proposing to add these bridges (at RP 227.0 and 229.1) – at an estimated cost of \$4.4M - to the project. The estimated total cost for this bridge replacement project (all phases) – with these additional structures - is anticipated to be \$34.4 million.

Summary

MDT is requesting Commission approval to modify the scope of the *Timber Bridges – Forsyth Area* project to include the replacement of two (2) additional structures - at the request of the Bridge Program. The total estimated cost for the project (all phases) is anticipated to be \$34.4 million.

Engineering Division staff have reviewed the scope change proposal and concur with the recommended improvements. Additionally, MDT’s Planning Division agrees that the proposed modifications are consistent with the goals and objectives identified in the Performance Programming Process (Px3) as well as the policy direction established in TranPlanMT. Specifically, roadway system performance and traveler safety will be enhanced with this project modification.

Staff recommendations

Staff recommends that the Commission approve the modified scope of work and cost increase for this Bridge Program project.

Commissioner Sansaver moved to approve the modified scope of work and cost increase for the Bridge Program project, Commissioner Aspenlieder seconded the motion, all Commissioners voted aye.

4. I 90 Incident Management Unsigned Contract

The Commission reviewed the information concerning the failure of Elcon Corporation to sign the I 90 Incident Management contract under the Commission Specification 103.08 FAILURE TO EXECUTE CONTRACT Upon failure to execute the contract and file acceptable bonds within 20 calendar days after receipt of the contract, under Section 18-1-204 MCA, the award will be canceled, and the proposal guaranty

forfeited. Award may then be made to the next lowest responsive, responsible and qualified bidder, or the work may be re-advertised. If, due to circumstances entirely beyond the control of the bidder, the bidder is unable to file acceptable bonds and insurance policies within the time specified above, the Commission at its sole discretion may waive cancellation of the award and forfeiture of the proposal guaranty, <https://www.mdt.mt.gov/other/webdata/external/const/specifications/2020/SPEC-BOOK/2020-SPEC-BOOK-V3-1.pdf>

Scott Wood, President, Elcon Corporation provided comment concerning the reasoning and concerns of bonding company. Surety Company has concerns with ongoing project with Sound Transit (ongoing 4-year-old project) Scott Wood stated that they are actively seeking new bonding but were unable to provide that at this time.

Commissioner Aspenlieder moved to cancel the award of the I 90 Incident Management project with forfeiture of the bid bond, Commissioner Sansaver seconded the motion, all Commissioners voted aye.

Commissioner Sansaver moved to readvertise I 90 Incident Management project, Commissioner Sanders seconded the motion, all Commissioners voted aye.

Meeting adjourned at 10:10 a.m.